

Town of Superior  
August 11, 2016 Town Council Minutes

Pursuant to A.R.S. Section 38-431.02, notice is hereby given to the Superior Town Council and to the general public, that a Regular Meeting of the Superior Town Council was held on Thursday, August 11, 2016 at 7:00 p.m. in the Superior Town Hall Auditorium, 199 N. Lobb Ave., Superior, Pinal County, Arizona.

**CALL TO ORDER:**

Mayor Valenzuela called meeting to order at 7:00 pm.

**ROLL CALL:**

Mayor	Jayme Valenzuela
Vice Mayor	Olga Lopez
Councilmember	Gilbert Aguilar-Absent
Councilmember	Michael Alonzo
Councilmember	Mila Besich-Lira -Absent
Councilmember	Steven Estatico
Councilmember	John Tameron

**PLEDGE OF ALLEGIANCE:**

Mayor and Council led everyone in attendance in the Pledge of Allegiance

**INVOCATION**

Chaplain Dennis Van Gorp

**STAFF ATTENDANCE:**

Town Manager	Todd Pryor
Town Attorney	Stephen Cooper
Police Chief	David Neuss
Finance Clerk	Ruby Cervantes
Admin. Assistant	Nora Miramon

**PUBLIC ATTENDANCE:**

Jim Hodl	Tom Spridgen
Marilee Lasch	Joy Eveland
Sandra Doyle	Steve Holmquist
Nancy Vogler	Shirley Holmquist
Bill Vogler	JoAnn Besich
Bruce Armitage	Vanessa Navarrett
Dolores Hatfield	Alicia Cruz
Gina Lopez	Henry Munoz
Donald Aho	

**SPECIAL PRESENTATIONS**

**A. Presentation of the 2016 Pinal County Excise Tax Audit by the Auditor General's Office.**

A power point presentation was given explaining the certain things the Town needs to be aware of and the Town should have a process in place on how to spend these monies. After presentation there was a brief discussion regarding HURF monies and the appropriate use of those monies.

**B. Presentation of the 2012 International Code Council Code set by Tony Guasp of Pinal County Building and**

**Safety.** Mr. Tony Guasp gave a brief power point presentation on how the International Code was founded. After the presentation he pointed out three main reasons to adopt the most recent editions of the code. Brief discussion took place.

**STAFF REPORTS:**

**Manager, Todd Pryor**-The month end balance \$984,141.63 in various bank accounts. The audit for 2013-14 will be complete and presented to Council in September. Colby and Powell turned over the audits for 2014-15 to the *Auditors*, and they will complete that audit during the same site visit on the 7<sup>th</sup> & 8<sup>th</sup>. They will be meeting with the CFO for Resolution Copper this month to present expenditures under the contract and request the next operational payment.

*Election*, Ballot proofs have been sent to the candidates. The last item required before the election was the home rule pamphlet which has been mailed out.

*Airport*, a \$250,000 grant for a master plan has been approved. The grant will be funded in November. The copay was paid for by the sale of the frontage land for the highway expansion, which are restricted by contract to the expenditure at the airport.

**CONSENT AGENDA:**

Pursuant to Section 2-4-6 (D), matters listed under the Consent Calendar are considered to be routine and will be enacted by one motion and one vote. Prior to consideration of the Consent Agenda, the Mayor will ask whether any members of the Council request any item be removed from the Consent Agenda for separate discussion.

*Motion to approve the consent agenda was made by Councilmember Alonzo, second by Vice Mayor Lopez. Motion passes.*

**NEW BUSINESS:**

- A. Public Hearing Concerning ORDINANCE NO. 16-138 An Ordinance of the Town Council Adopting a Property Tax Levy sufficient to raise the sum of \$579,015.00 for the 30th day of June, 2017.**

Public Hearing was opened at 7:42 for public comment. No comments from the public or anyone on the board. Public Hearing was closed at 7:43.

- B. Discussion/Possible Approval of ORDINANCE NO. 16-138 An Ordinance of the Town Council Adopting a Property Tax Levy sufficient to raise the sum of \$579,015.00 for the 30th day of June, 2017.**

*Motion to approve Ordinance No. 16-138 an Ordinance of the Town Council Adopting a Property Tax Levy sufficient to raise the sum of \$579,015.00 for the 30<sup>th</sup> day of June 2017 made by Councilmember Estatico, second by Councilmember Alonzo. A hand vote was taken, Councilmembers Alonzo, Estatico and Vice Mayor Lopez, Yes votes. Councilmember Tameron and Mayor Valenzuela, a No vote. Motion passes*

- C. Discussion/Possible Approval of Firehouse Subs Grant for the Fire Truck Restoration Committee.** Recommendation by Henry Munoz fire truck committee member. He would like to meet with the rest of the committee before going forward he request this item be tabled.

*Motion to table item made by Councilmember Estatico, second by Councilmember Alonzo. Motion was tabled*

- D. Discussion/Possible Approval of IGA Modification with Arizona Department of Revenue.**

*Motion to approve IGA Modification with Arizona Department of Revenue made by Vice Mayor Lopez, second by Councilmember Alonzo. Motion passes*

- E. Discussion/Possible Direction Concerning Returning to two Regular Council Meetings per month.**

This would add a second meeting on the 4<sup>th</sup> Thursday of the month. After brief discussion a motion by Councilmember Tameron was made to go from one meeting to two meetings a month. The motion died for lack of a second.

- F. Discussion/Possible Approval of Town Policy Concerning HURF, Excise and LTAF funds.**

Auditor General's Office as a template and is based on the City of Apache Junction's policy. Brief discussion ensued and a motion was made.

*Motion to approve Town Policy Concerning HURF, Excise and LTAF funds was made by Councilmember Alonzo, second by Councilmember Tameron. Motion passes.*

**G. Discussion/Possible Approval of Police Department Policy 424 Electronic Recording Devices, Policy 338 Chaplain Program.**

Chief Neuss asked Council that he would like to take the first part of this item off the table and just concentrate on the Policy 338 Chaplain Program. There was a period of brief comments and a motion was made by Councilmember Alonzo to approve Policy 338 Chaplain Program, second by Councilmember Estatico. Motion carries.

**H. Discussion/Possible Appointment of Applicant for the Planning and Zoning Commission.**

There was only one applicant, she is not present. Mr. Pryor was unable to make contact with the candidate for tonight's meeting suggested we table this item.

*Motion to table this item until candidate can be present made by Councilmember Alonzo, second by Vice Mayor Lopez, Item H TABLED.*

**I. Discussion/Possible Appointment of Applicant for the Fire Chief.**

Town Manager, the council may choose to interview the applicant in executive. The council may appoint the applicant, setting the term, compensation and hours of the position. Councilmember Estatico made a motion to go into Executive to discuss possible appointment of applicant for Fire Chief. Brief discussion whether or not to Table this item until after executive session. Mayor tabled this item until after executive session and move on to Call to the Public.

**CALL TO THE PUBLIC:**

Marilee Lasch, Addressed the Mayor regarding the letter that was in the Superior Sun on August 3, 2016. She felt the need to correct some of the Mayor's comments regarding his residence and that he has not attended any of the functions in Town, so how is anyone supposed to believe he cares for this community. She spoke for almost 3 minutes.

Nancy Vogel, she reminded everyone of the Prickly Pear Festival next weekend the 20<sup>th</sup> and the 21<sup>st</sup> of August. She explained all of the areas where the booths were going to be located and what kind of booths there will be and the activities. She encouraged everyone to come out and enjoy the festival.

Donald Aho, was very upset at the Superior Police Department. He stated he was now afraid to go to the grocery store in this town. He was stopped for a traffic violation and stated he was kept there for over one hour in the hot sun. He was hand cuffed and treated like a criminal. This is not the way to treat good citizens there was no reason for him to be treated in this manner.

Henry Munoz, He gave a short description of who he was and in what capacity he has served this community. He feels that the Town should go back to two meetings a month. This community is growing and things need to get done. We are making residents and possible businesses wait for a month to be able to get things done. One meeting a month is not an efficient way to run a government agency when the community is growing. Let's move forward with the business of the town and take care of issues as they arise and prolong progress. Two meetings a month is very beneficial to this community.

**SUMMARY OF CURRENT EVENTS:**

Councilmember Alonzo, reminding everyone about the Prickly Pear Festival, also wanted to thank the community for all of the support for the girls' softball team. As everyone is aware the girls made it pretty far and everyone was excited about their success. So thank everyone for all of the support. The VFW is holding a school supply drive on Saturday so if you can donate or help out it is appreciated. Don't forget to vote.

Councilmember Estatico, Superior Rotary and the VFW are getting together on Saturday for a school supplies drive. The Superior School District is working on Superior Education Foundation to help fund some of the school projects.

Councilmember Tameron, it was brought to my attention that Mr. Alonzo and Mr. Estatico wanted to do something for the town and because I did not participate in it it stopped them from doing it. Mr. Tameron went on to say that when other members of the council wanted things put on the agenda it was done and this is not a Tameron this is for everybody. Councilmember Tameron also gave a directive to the Town Manager, to please call, email, text, any information, updates and meetings that are scheduled.

Councilmember Estatico commented, he does not do Facebook he doesn't know how to blog so at no time did he ever tell anyone to put things on their nor did he put things out there. He has no idea what Mr. Tameron is talking about.

Vice Mayor Lopez, she also wanted to remind everyone to come out and enjoy the Prickly Pear Festival. This event has been getting bigger and better each year and it takes a lot of hard work to make it happen. We appreciate all of the hard work that the Chamber put into this event. Once again congrats to the girls' softball team for going as far as they did. They put this little town of Superior on the map. Last thing elections are coming up spread the word and get out their vote.

Mayor, just like everyone up here has stated don't forget to come out and vote. He respects the process of voting he also respects the process of a recall. He will respect the outcome of the recall election. He loves this community he loves the people of Superior until the end. I don't know where some of you will be buried but I will love this community till the end. I will be buried here in this community and he cares about this community. Congratulations to the girls' softball team and for going as far as they did go.

**Motion to move into Executive Session for discussion /Possible appointment of applicant for the Fire Chief along with the Council, Town Attorney, Town Manager for 40 minutes. Amended to also include the right to call in the applicant if needed motion made by Councilmember Estatico, second by Councilmember Tameron motion carries.**

Motion to return to regular session by Vice Mayor, second Councilmember Estatico, motion carries.

- i. Return to item I. Discussion/Possible Appointment of applicant for the Fire Chief.  
Town Manager-Todd Pryor, in executive session council has directed to offer the position of Fire Chief to John Paul Perez under certain conditions. He will be working 16 hours, pay scale will be 15-16 dollars an hour. No benefits will be offered since this is a part time position.

John Paul Perez, He has lived in Superior all of his life, he has served as a firefighter for 20 years. Yes, he does accept this position and is very happy to be here.

**14. Motion to direct Town Attorney as directed in Executive Session by Councilmember Alonzo, second by Councilmember Estatico, motion carries.**

**15. Possible Approval of Settlement of claim of David and Lori Smith.**

Attorney, this is a claim that was submitted to us by David and Lori Smith. He is recommending the Town settle this based on the Town doing a quick claim deed to the Smiths. There will be no consideration paid by the Town of Superior. Mr. Cooper asked the council to make a motion to approve the settlement and also to authorize the Mayor to sign the deed on behalf of the Town.

Motion to approve the settlement of claim of David and Lori Smith and authorize the Mayor to sign the quick claim deed on behalf of the Town made by Councilmember Estatico, second by Councilmember Alonzo, motion carries.

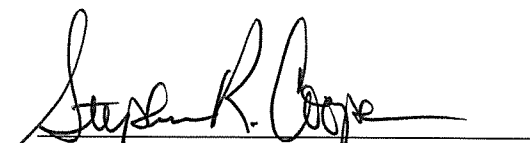
#### **SCHEDULING OF MEETINGS AND EVENTS:**


Planning and Zoning Meeting September 1, 2016, 6 pm

Regular Council Meeting September 8, 2016 7 pm.

#### **ADJOURNMENT:**

Motion to adjourn meeting made by Vice Mayor Lopez, second by Councilmember Tameron, motion carries.

  
Attorney, Stephen Cooper

  
Mayor, Jayme Valenzuela

  
Town Manager, Todd Pryor